

Exhibit C
Proposed Final Judgment

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK: COMMERCIAL DIVISION

DAN KOHL, *et al.*,

Plaintiff,

v.

LOMA NEGRA COMPANIA INDUSTRIAL
ARGENTINA SOCIEDAD ANONIMA, LOMA
NEGRA HOLDING GMBH, SERGIO FAIFMAN,
MARCO GRADIN, RICARDO FONSECA DE
MENDONÇA LIMA, LUIZ AUGUSTO KLE CZ,
PAULO DINIZ, CARLOS BOERO HUGHES,
DIANA MONDINO, SERGIO DANIEL ALONSO,
BRADESCO SECURITIES INC., CITIGROUP
GLOBAL MARKETS INC., HSBC SECURITIES
(USA) INC., ITAU BBA USA SECURITIES, INC.,
MERRILL LYNCH, PIERCE, FENNER & SMITH
INCORPORATED AND MORGAN STANLEY &
CO. LLC,

Defendants.

Index No. 653114/2018

Part 53

Hon. Andrew Borrok

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[PROPOSED] FINAL JUDGMENT

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WHEREAS, the Parties agreed, subject to Court approval following Notice to the Settlement Class and a hearing, to settle and dismiss with prejudice the Litigation upon the terms and conditions set forth in the Stipulation of Settlement, dated October 11, 2023 (the “Stipulation”);¹ and

WHEREAS, on _____, 2023, the Court entered its Order Preliminarily Approving Settlement and Providing for Notice (the “Preliminary Approval Order”), which preliminarily approved the Settlement and approved the form and manner of Notice to the Settlement Class of the Settlement;

WHEREAS, said Notice was provided to the Settlement Class and a Settlement Hearing was held on _____, 202__;

WHEREAS, on _____, 202__, the Court entered its Order Granting Final Approval of Class Action Settlement (“Final Approval Order”), which held that the Settlement is fair, reasonable, and adequate and that final judgment should be entered following payment in full of the Settlement Amount into the Escrow Account;

WHEREAS, on _____, 202__, the Settlement Amount was fully paid into the Escrow Account;

NOW, THEREFORE, based upon the Stipulation, the Final Approval Order, and all of the filings, records, and proceedings herein;

¹ All capitalized terms, unless otherwise defined herein, shall have the same meanings as set forth in the Stipulation. As used herein, the term “Parties” mean Plaintiff Dan Kohl (“Plaintiff”), on behalf of himself and the Settlement Class, and Defendants Loma Negra Compañía Industrial Argentina S.A. (“Loma” or the “Company”), Bradesco Securities Inc., Citigroup Global Markets Inc., HSBC Securities (USA) Inc., Itaú BBA USA Securities, Inc., Merrill Lynch, Pierce, Fenner & Smith Incorporated, and Morgan Stanley & Co. LLC (collectively, “Defendants”).

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THE COURT HEREBY FINDS AND CONCLUDES THAT:

A. The provisions of the Stipulation, including definitions of the terms used therein, are hereby incorporated by reference as though fully set forth herein.

B. The provisions of the Final Approval Order are hereby incorporated by reference as though fully set forth herein.

B. This Court has jurisdiction over the subject matter of the Litigation and over all of the Parties and all Settlement Class Members for purposes of the Settlement.

IT IS HEREBY ORDERED THAT:

1. The Litigation and all of the claims asserted against the Defendants in the Litigation by Plaintiff are hereby dismissed with prejudice. The Parties are to bear their own costs, except as otherwise provided in the Stipulation and the Final Approval Order.

2. All Released Plaintiff Parties and Released Defendant Parties, as defined in the Stipulation, are released in accordance with, and as defined in, the Stipulation.

3. All Released Plaintiff Parties, including Plaintiff and each and every Settlement Class Member, is deemed to have, and by operation of this Judgment has, fully, finally, and forever released, relinquished, and discharged all Released Class Claims against the Released Defendant Parties, whether or not such Released Plaintiff Party executed and/or delivered a Proof of Claim and Release, is entitled to receive a distribution under the Plan of Allocation approved by the Court, and/or has objected to the Settlement, the Plan of Allocation, or any fee and expense award.

4. Each of the Released Defendant Parties is deemed to have, and by operation of this Judgment has, fully, finally, and forever released all Released Plaintiff Parties from all Released Defendants' Claims.

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6. The Released Plaintiff Parties are hereby barred and enjoined from instituting, commencing, maintaining, or prosecuting in any court or tribunal any of the Released Claims against any of the Released Defendant Parties.

7. In the event that the Stipulation is terminated in accordance with its terms: (a) this Judgment shall be rendered null and void and shall be vacated *nunc pro tunc*; (b) the Litigation shall proceed as provided in the Stipulation; and (c) the fact of the Settlement shall not be admissible in any trial of the Litigation, and Plaintiff and Defendants shall not be prejudiced in any way from the negotiation, fact or terms of the Settlement.

8. Without affecting the finality of this Judgment in any way, this Court retains continuing jurisdiction over: (a) implementation of the Settlement and any award or distribution of the Settlement Fund, including interest earned thereon; (b) enforcement of the terms of the Settlement and this Judgment, including all releases; (c) disposition of the Settlement Fund; (d) hearing and determining applications for attorneys' fees, interest, and expenses in the Litigation; and (e) all Parties hereto for the purpose of construing, enforcing, and administering the Stipulation.

IT IS SO ORDERED.

DATED: _____

THE HONORABLE ANDREW BORROK, J.S.C